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2 Submitting Counsel are directed
3 to serve this order upon all other
4 parties in this action

5 (C: AUSA Weill)

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6 NOV -8 AM 9:47
7 RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

8 E-Filing

9 FILED
10 NOV 9 2006

11 RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

12 SI

13 IN THE UNITED STATES DISTRICT COURT FOR THE
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA and
17 MICHAEL FILICE, Revenue Officer,

18 Petitioners,

19 v.

20 FRANCIS MONGUL,

21 Respondent.

22 C NO. 06 6967

23 ORDER TO SHOW CAUSE RE
24 ENFORCEMENT OF INTERNAL
25 REVENUE SERVICE SUMMONSES

26 Good cause having been shown by the petitioner upon its petition filed in the above-
27 entitled proceeding on 11/8/06, 2006, it is hereby:

28 **ORDERED** that respondent Francis Mongul appear before this Court on the 15th
day of Dec, 2006, at 9Am., in Courtroom No. 10, 19th Floor, United States District
Court, 450 Golden Gate Avenue, San Francisco, California, and then and there show cause, if
any, why respondent should not be compelled to appear and provide documents and testimony as
required by the summons heretofore served upon respondent as alleged and set forth in particular
in said petition; and it is further

29 **ORDERED** that a copy of this Order to Show Cause, together with a copy of the
30 aforesaid petition, be served upon said respondent in accordance with Rule 4 of the Federal
31 Rules of Civil Procedure at least thirty-five (35) days before the return date of this Order above
32 specified; and it is further

1 **ORDERED** that within twenty-one (21) days before the return date of this Order,
2 respondent may file and serve a written response to the petition, supported by appropriate
3 affidavit(s) or declaration(s) in conformance with 28 U.S.C. § 1746, as well as any motion
4 respondent desires to make, that the petitioner may file and serve a written reply to such
5 response, if any, within fourteen (14) days before the return date of this Order; that all motions
6 and issues raised by the pleadings will be considered on the return date of this Order, and only
7 those issues raised by motion or brought into controversy by the responsive pleadings and
8 supported by affidavit(s) or declaration(s) will be considered at the return of this Order, and any
9 uncontested allegation in the petition will be considered admitted.

10 **ORDERED** this 9/2 day of November, 2006, at San Francisco,
11 California.

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UNITED STATES DISTRICT JUDGE